

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Confirmation No. 4181
Fernand LABRIE	Date: November 13, 2008
Serial No.: 10/052,824	Group Art Unit: 1617
Filed: November 7, 2001	Examiner: Yong Soo Chong
For: SELECTIVE ESTROGEN RECEPTOR MODULATORS IN COMBINATION WITH ESTROGENS	

VIA EFS-WEB

Commissioner for Patent
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 13, 2008 of the Primary Examiner finally rejecting claims 1-3 and 14-28.

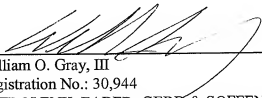
The Appeal Fee (\$540 - Non-Small Entity, ~~\$270 - Small Entity~~) is

- ☒ Submitted via EFS-WEB
- ☐ Not required (fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 15-0700

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time for filing a response by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700. In the event that the actual Appeal Fee is greater than the payment submitted herewith or is not enclosed, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

THIS CORRESPONDENCE IS BEING
SUBMITTED ELECTRONICALLY
THROUGH THE PATENT AND
TRADEMARK OFFICE EFS FILING
SYSTEM ON November 13, 2008.

Respectfully submitted,



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